IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMARY SUIT NO.2534 OF 2004

Alumilite Architecturals
Pvt. Ltd. ..Plaintiffs.

Vs.

M/s.Unity Construction Co. ..Defendants.

Mr.Anant R. Bamne for the Plaintiffs.
None for the Defendants.

CORAM : S.J. VAZIFDAR, J.
DATED : 7TH DECEMBER, 2005

P.C. :

The suit is filed to recover an amount of Rs.5,91,431.29 in respect of the work done by the Plaintiffs for the Defendants.

2. The learned counsel for the Plaintiffs tenders a compilation of original documents. The same are taken on record and marked as Exhibit "A" collectively.

3. The work was done pursuant to and in accordance with a letter dated 22.10.1996. The invoices, including a final bill were raised in accordance with the work order and the work done. The same has been certified as per the work order by the architect. Credit for the part-payments made has

been issued.

4. There is no reply to the Plaintiff’s Advocate’s notice demanding payment. No appearance has been filed. No written statement has been filed. The averments and the submissions in the plaint are accepted as correct.

5. However, there is no provision for interest. Interest was first demanded by the Plaintiff’s Advocate’s notice dated 29.12.2003.

6. In the circumstances, the suit is decreed in the sum of Rs.3,75,273.66 together with interest thereon at 10% per annum from 29.12.2003 till payment and/or realisation and costs.

Refund as per rules.